

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants - Revenue Department - Allegation of corruption against Sri Patwari Hanmantha Rao, S/o. Late Gangadhar Rao, Village Revenue Officer, Humnapur, Ghanpur and Boppaper cluster of Varni Mandal, R/o.4-27, Amdapur Village, Bodhan Mandal, Nizamabad District - Trapped by the Anti-Corruption Bureau Officials on 24-09-2009 - Sanction of Prosecution - Orders - Issued.

REVENUE (VIGILANCE-VII) DEPARTMENT

G.O.Ms.No.627

Dated: 16-07-2010.

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ORDER:

Whereas, Sri Patwari Hanmantha Rao, S/o. Late Gangadhar Rao, worked as Village Revenue Officer, Humnapur, Ghanpur and Boppaper cluster of Varni Mandal, Nizamabad District from 01-01-2008 to 24-09-2009 and by virtue of the post held by him, he falls under the category of public servant as defined under section 2(c) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, Sri Raghupathi Hanumandlu, S/o. Late Gangaram, Age:30 Years, occupation: Agriculture, resident of Old Varni Village and Mandal, Nizamabad District is the complainant. He made a complaint on 22-09-2009 alleging that they are three brothers namely Sri Raghupathi Hanmandlu, Sri Raghupathi Poshetty and Sri Raghupathi Sailoo. His father late Gangaram expired on 20-12-2008 and he acquired two acres of Agriculture land situated at the outskirts of Humnapur Village. In order to change the name of pattadar in favour of his brother Sri Raghupathi Sailoo, he met Village Revenue Officer, Sri Patwari Hanmantha Rao. Then, the said Village Revenue Officer Sri Patwari Hanmantha Rao recorded his statement and also his mother Smt. Gangavva and another brother Sri Raghupathi Poshetty and handed over the old pass book issued in favour of his father pertaining to 2 acres land. Sri Raghupathi Hanmandlu also informed the Village Revenue Officer, Sri Patwari Hanmantha Rao that his another brother Sri Raghupathi Poshetty is having 15 guntas land and requested to make an entry in existing Pattadar Pass Book already available and handed over the Photostat copies of registration deed and the Pattadar Pass Book pertaining to purchase of 15 guntas by his brother Raghupathi Poshetty, in the month of July, 2009 and for showing the official favour, Sri Patwari Hanmantha Rao, Village Revenue Officer demanded Rs.2,200/-. Sri Raghupathi Hanumandlu went around Village Revenue Officer, since July, 2009 for the said work, but Sri Patwari Hanmantha Rao did not complete his work. On 22-09-2009 when Sri Raghupathi Hanumandlu met the Village Revenue Officer at society office, again the Village Revenue Officer insisted him to bring the bribe amount of Rs.2,200/- other wise he will not attend to his work. As there was no other go, Sri R.Hanmandlu accepted to pay the bribe amount. As he was not in possession of such amount at that time, the Village Revenue Officer asked him to pay the bribe amount of Rs.2,200/- on 24-09-2009 at the place, where he proposes and then take the Pattadar Pass Book. As Sri Raghupathi Hanumandlu is not willing to pay the bribe to get his work done, he lodged a complaint to Anti-Corruption Bureau Officials with a request to take necessary action against Sri Patwari Hanmantha Rao, Village Revenue Officer, Humnapur, Ghanpur and Boppaper Cluster of Varni Mandal, Nizamabad District. The Deputy Superintendent of Police, Anti-Corruption Bureau, Nizamabad Range after due

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verification of the complaint of Sri Raghupathi Hanumandlu, registered the complaint of Sri Raghupathi Hanumandlu as a case in Cr.No.24/ACB-NZB/2009 on 24-09-2009 at 07:00 A.M. under section 7 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and took up investigation;

3. And whereas, Sri Patwari Hanmantha Rao, S/o. Late Gangadhar Rao, Occupation: Village Revenue Officer, Humnapur, Ghanpur and Boppaper cluster of Varni Mandal, resident of H.No.4-27, Amdapur Village, Bodhan Mandal, Nizamabad District demanded and accepted a bribe amount of Rs.2,200/- from Sri Raghupathi Hanumandlu, S/o. late Gangaram, Age:30 years, Occupation: Agriculture, resident of Old Varni Village and Mandal, Nizamabad District as an illegal gratification other than legal remuneration and was trapped by the Deputy Superintendent of Police, Anti-Corruption Bureau, Nizamabad Range on 24-09-2009. The Phenolphthalein test conducted on both the hand fingers of Sri Patwari Hanmantha Rao and inner flap of the left side pocket of the wearing shirt in which the tainted currency notes came in to contact, yielded positive result. The tainted amount of Rs.2,200/- was seized at the instance and from the possession of Sri Patwari Hanmantha Rao in the presence of mediators. The wearing shirt of Sri Patwari Hanmantha Rao was seized and the official favour documents were seized from the possession of Sri Patwari Hanmantha Rao, Village Revenue Officer, Humnapur, Ghanpur and Boppaper cluster of Varni Mandal, Nizamabad District, duly attested by the mediators;

4. And whereas, the aforesaid acts of the said Sri Patwari Hanmantha Rao, Village Revenue Officer, Humnapur, Ghanpur and Boppaper cluster of Varni Mandal, Nizamabad District constitute offences punishable under section 7 and sub-section (2) of section 13 read-with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

5. And whereas, the Government of Andhra Pradesh being the competent authority to remove the said Sri Patwari Hanmantha Rao, Village Revenue Officer, Humnapur, Ghanpur and Boppaper cluster, Varni Mandal, Nizamabad District from Government service, after fully and carefully examining the material i.e., Preliminary Report, a copy of the First Information Report, copies of the Mediators' Reports-I & II, Final Report of the Director General, Anti-Corruption Bureau, and other material placed before them, in respect of the aforesaid allegations and having regard to the facts and circumstances of the case, consider that the said Sri Patwari Hanmantha Rao, Village Revenue Officer, Humnapur, Ghanpur and Boppaper cluster, Varni Mandal, Nizamabad District should be prosecuted, in a court of law, for the above said offences;

6. Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri Patwari Hanmantha Rao, Village Revenue Officer, Humnapur, Ghanpur and Boppaper cluster, Varni Mandal, Nizamabad District for the aforesaid offences punishable under sections 7 and 13(2) read-with section 13(1)(d) of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law, for the time being in force, in respect of the aforesaid acts and for taking cognizance of the said offences, by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
Andhra Pradesh, Hyderabad.

//FORWARDED BY ORDER//

Section Officer